

Hearing Date: April 23, 2019 at 11:00 a.m. (ET)
Objection Deadline: April 11, 2019 at 4:00 p.m. (ET)

VENABLE LLP

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*Counsel to CRG Servicing LLC and
Affiliated Lenders*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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	:	
In re:	:	Chapter 11
	:	
SYNERGY PHARMACEUTICALS INC., <u>et al.</u> ,	:	Case No. 18-14010 (JLG)
	:	
Debtors. ¹	:	(Jointly Administered)
	:	
	:	Related Docket No. 557
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**NOTICE OF ADJOURNMENT OF HEARING TO CONSIDER
MOTION OF CRG SERVICING LLC FOR AN ORDER
ENFORCING PLAN SETTLEMENT STIPULATION**

PLEASE TAKE NOTICE that, on March 15, 2019, CRG Servicing LLC and its affiliated lenders (collectively, “**CRG**”) filed the *Motion of CRG Servicing LLC for an Order, Pursuant to 11 U.S.C. § 105(a), (I) Enforcing Plan Settlement Stipulation, (II) Holding the Official Equity Committee and the Law Firm of Stevens & Lee P.C. In Contempt of Court and (III) Imposing Sanctions [Dkt No 557]* (the “**Enforcement Motion**”) in the above-referenced chapter 11 cases,

¹ The Debtors in these chapter 11 cases, along with the last four digits of their respective tax identification numbers, are as follows: Synergy Pharmaceuticals Inc. (5269); Synergy Advanced Pharmaceuticals, Inc. (4596). The address of the Debtors’ corporate headquarters is 620 Lee Road, Chesterbrook, Pennsylvania 19087.

and on March 18, 2019, the Official Committee of Unsecured Creditors filed a joinder to the Enforcement Motion [**Dkt. No. 563**].

PLEASE TAKE FURTHER NOTICE that the hearing on the Enforcement Motion, which was originally scheduled for April 9, 2019, has been adjourned to **April 23, 2019 at 11:00 a.m. (ET)**, or as soon thereafter as counsel may be heard, before Judge James L. Garrity, Jr., United States Bankruptcy Judge, in the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Enforcement Motion, which were originally required to be filed and served on or before April 2, 2019, must be filed with the clerk of the Bankruptcy Court and served upon the following on or before **April 11, 2019 at 4:00 p.m. (ET)** (the “**Objection Deadline**”):

1. Counsel to CRG, Venable LLP, counsel to CRG, 1270 Avenue of the Americas, New York, New York 10022, Attention Jeff S. Sabin, Esq. (jssabin@venable.com)

2. The Debtors, Synergy Pharmaceuticals Inc., 420 Lexington Avenue, New York, New York 10170

3. Counsel to the Debtors, Skadden Arps, Slate, Meagher & Flom LLP, Four Times Square, New York 10036, Attn: Lisa Laukitis (Lisa.Laukitis@skadden.com) and Christine A. Okike (Christine Okike@skadden.com) and 155 North Wacker Drive, Chicago, IL 60606, Attn: Ron E. Meisler (Ron.Meisler@skadden.com), Christopher M. Dressel (Christoper.Dressel@skadden.com) and Jennifer Madden (Jennifer.Madden@skadden.com)

4. William K. Harrington, United States Trustee For Region 2, United States Department of Justice, Office of the United States Trustee, 201 Varick Street, Room 1006, New York, New York 10014, Attn: Andrea B. Schwartz, Esq. (Andrea.b.schwartz@usdoj.gov),

Benjamin J. Higgins, Esq. (Benjamin.j.higgins@usdoj.gov); Paul K. Schwartzberg
(Paul.schwartzberg@usdoj.gov) and Richard Morrissey (Richard.Morrissey@usdoj.gov);

5. Counsel to the Official Committee of Unsecured Creditors, Latham & Watkins
LLP, 330 N. Wabash Avenue, Suite 2800, Chicago, Illinois 60611, Attn: Richard A. Levy
(Richard.Levy@lw.com) and Matthew Warren (Matthew.Warren@lw.com) and 885 Third
Avenue, New York, New York 10022, Attn: Jeffrey Mispagel (Jeffrey.Mispagel@lw.com);

6. Counsel to the Official Committee of Equity Security Holders, Gibson Dunn &
Crutcher LLP, 200 Park Avenue, New York, New York 10166-0193, Attn: David M. Feldman
(dfeldman@gibsondunn.com) and Matthew K. Kelsey (Mkelsey@gibsondunn.com);

7. Counsel to the Stalking Horse Bidder, Wachtell, Lipton, Rosen & Katz, 51 West
52nd Street, New York, New York 10019, Attn: Igor Kirman (ikirman@wlrk.com), Richard G.
Mason (rgmason@wlrk.com), Mark F. Veblen (mfveblen@wlrk.com) and Michael S. Benn
(msbenn@wlrk.com)

8. The Internal Revenue Service, 290 Broadway, New York, New York 10007, Attn:
District Director

9. The Securities and Exchange Commission, 200 Vesey Street, Suite 400, New
York, New York 10281, Attn: Bankruptcy Department (bankruptcynoticeschr@sec.gov and
nyrobankruptcy@sec.gov);

10. The Office of the United States Attorney for the Southern District of New York,
86 Chambers Street, 3rd Floor, New York, New York 10007;

11. The Food and Drug Administration, 10903 New Hampshire Ave., Silver Spring,
Maryland 20993-0002, Attn: Legal Department; and

12. Proposed counsel to the Official Committee of Equity Security Holders of Synergy Pharmaceutical, Inc., Stevens & Lee, P.C., 485 Madison Avenue, 20th Floor, New York, New York 10022, Attn: Nicholas F. Kajon (nfk@stevenslee.com) and Constantine Pourakis (cp@stevenslee.com).

13. **PLEASE TAKE FURTHER NOTICE** that, if a written objection to the Enforcement Motion is not received by the Objection Deadline and two courtesy copies delivered to the Honorable James L. Garrity Jr.'s chambers by the Objection Deadline, the Bankruptcy Court may enter an order granting the relief sought in the Enforcement Motion without a hearing.

Dated: April 4, 2019
New York, New York

VENABLE LLP

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